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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

KRISTIN K. MAYES, Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

2009 OCT 30 A 8:59

AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF
DEL RIO WATER COMPANY, LLC, FOR A
CERTIFICATE OF CONVENIENCE AND
NECESSITY TO PROVIDE WATER SERVICE
IN YAVAPAI COUNTY, ARIZONA.

DOCKET NO. W-04074A-08-0094

NOTICE OF FILING

On February 15, 2008, Del Rio Water Company ("Del Rio") filed an application before the Arizona Corporation Commission ("Commission") requesting extension of service area under its current Certificate of Convenience and Necessity ("CC&N") in the instant docket.

On October 15, 2008, the Appaloosa Water Company ("Appaloosa") filed an application for an extension of its current CC&N in Docket Number W-03443A-08-0540.

There exists a section of potential service area that is the subject of both applications.

On October 28, 2009, Appaloosa made two separate filings in its docket. Because the filings have a potential impact on the instant docket, the filings should be included in the instant docket.

WHEREFORE, Commission Utilities Division Staff hereby submits copies of the October 28, 2009 Appaloosa filings to the instant docket.

RESPECTFULLY SUBMITTED this 30th day of October, 2009.

Arizona Corporation Commission

DOCKETED

OCT 30 2009

DOCKETED BY

mn

By

Kevin O. Torrey
Kevin O. Torrey
Attorney, Legal Division
1200 West Washington
Phoenix, Arizona 85007
(602) 542-3402

1 Original and 13 copies of the foregoing
2 filed this 30th day of October, 2009, with:

3 Docket Control
4 Arizona Corporation Commission
5 1200 West Washington
6 Phoenix, Arizona 85007

7 Copy of the foregoing mailed this
8 30th day of October, 2009, to:

9 Jeffrey C. Zimmerman
10 MOYES SELLERS & SIMS
11 Viad Corporate Center
12 1850 North Central Avenue, Suite 1100
13 Phoenix, Arizona 85004-4541
14 Attorneys for Del Rio Water Company, LLC

15 Joe Cordovana, Owner
16 APPALOOSA WATER COMPANY
17 P.O. Box 3150
18 Chino Valley, Arizona 86323-2708
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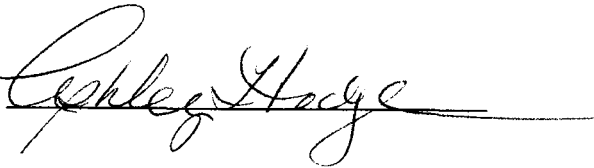


EXHIBIT 1

ORIGINAL

KEOGH
ENGINEERING, INC

Civil Engineers | Land Surveyors

Keogh Engineering, Inc.14150 W. McDowell Rd. • Goodyear Arizona 85396
(623) 535-7260 • Fax (623) 535-7262 • E-mail: keoeng@qwest.net

October 28, 2009

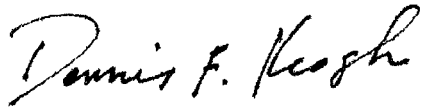
IN-03443A-08-0540

Arizona Corporation Commission
Utilities Division
1200 W. Washington Street
Phoenix, AZ 85007-2027Re: Application Apaloosa Water Company
To provide water service in Yavapai County
Keogh Engineering Job No. 17791

Gentlemen:

This is to confirm that Keogh Engineering Inc. Has been hired by Apaloosa Water Company to prepare application as required to provide water service in Yavapai County.

Yours truly,



Dennis F. Keogh

Arizona Corporation Commission

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EXHIBIT 2

ORIGINAL

Appaloosa Water Company

PO Box 3150
Chino Valley, Arizona 86323
(928)237-6128

October 28, 2009

Arizona Corporation Commission
Utilities Division
1200 West Washington Street
Phoenix, AZ 85007-2027

SUBJECT: Appaloosa Water Company- Request for Extension of Time
Regarding Docket No. W-03443A-08-0540

To all members of the Commission,

With regards to your letter dated September 25, 2009, Insufficiency Letter #2, I respectfully request additional time to complete those items of the CC&N application which are missing.

We have contracted with Keogh Engineering, Dennis Keogh. They are located at 14150 W. McDowell Rd Goodyear, AZ 85395. Office number 623-535-7260.

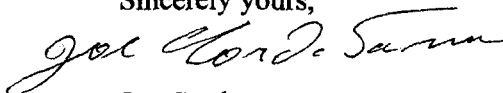
Keogh Engineering has been working diligently on preparing the insufficient items in a timely manner.

Appaloosa Water Company recently has been granted a service area extension to include property adjacent to the current Appaloosa Water Company CC&N. This service area extension now places Appaloosa Water Company within less than a half mile to the Del Rio Project and with little to no effort Appaloosa would be available to serve that project.

Appaloosa Water requests that Staff withdraw Del Rio application and allow for Appaloosa Water to serve the area.

If you have any further questions, please feel free to contact me at your earliest convenience.

Sincerely yours,




Joe Cordovana

Arizona Corporation Commission

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